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Paul L. Sharer
PILLSBURY WINTHROP LLP
1600 Tysons Boulevard
McLean, Virginia 22102

In re Application of :
John D. PAYNE, et al. :
Application No.: 10/049,436 :
PCT No.: PCT/GB00/02878 :
Int. Filing Date: 26 July 2000 :
Priority Date: 13 August 1999 :
Attorney Docket No.: SMC60371/UST (0290692) :
For: AIR FILTER :

DECISION ON
PETITION
UNDER 37 CFR 1.181

This decision is in response to the "PETITION TO REINSTATE APPLICATION" filed 02 May 2003, which is being treated as a petition under 37 C.F.R. 1.181 requesting acceptance of a copy of the "SUBMISSION OF SUBSTITUTE DECLARATION" filed with the petition as being submitted on 22 July 2002 in the above-captioned application. The petition is **GRANTED** as follows:

No petition fee is required.

The evidence submitted by applicants, which includes a copy of the postcard receipt with a USPTO mailroom stamped date of 22 July 2002 itemizing all the papers submitted on filing in the above-captioned application, is sufficient to establish that a substitute declaration of the inventors was received in the Office on 22 July 2002. The postcard receipt clearly shows that a Substitute Declaration and Power of Attorney for applicants Payne et al bearing docket No. 0290692 was addressed to the "USPTO". Accordingly, acceptance of a copy of the substitute declaration of the inventors as being filed on 22 July 2002 is appropriate.

A review of the declaration filed with the petition reveals that it is in compliance with 37 CFR 1.497 and addresses all the objections mentioned in the Office decision of 21 May 2002. Applicants' claim for priority is acknowledged. The application has an international filing date of **26 July 2000** under 35 U.S.C. 363 and a date of **22 July 2002** under 35 U.S.C. 371.

The application is being returned to the United States Designated/Elected Office for further processing including the entry of the substitute declaration of the inventors submitted

with the petition as being filed on 22 July 2002, and the issuance of a Notification of Acceptance of Application under 35 U.S.C. 371(c) and 37 CFR 1.495 (Form PCT/DO/EO/903) and for preparation and mailing of a filing receipt.



Leonard E. Smith
PCT Legal Examiner
PCT Legal Office

NNH/LES:hn



Nguyễn Ngọc-Hồ
Paralegal Specialist
PCT Legal Office

Tel: (703) 308-6508